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                          UNITED STATES DISTRICT COURT
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                          CENTRAL DISTRICT OF CALIFORNIA
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    ERNEST MILLER,
                                      NO. CV 08-4547-GAF(E)
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              Petitioner,
                                      ORDER ADOPTING FINDINGS,
13
         v.
                                      CONCLUSIONS AND RECOMMENDATIONS
    DARREN ADAMS, Warden, et al.,
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                                      OF UNITED STATES MAGISTRATE JUDGE
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                 Respondent.
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           Pursuant to 28 U.S.C. § 636, the Court has reviewed the
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    Petition, all of the records herein and the attached Report and
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    Recommendation of United States Magistrate Judge. The Court approves
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    and adopts the Magistrate Judge's Report and Recommendation.
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           IT IS ORDERED that Judgment be entered denying and dismissing
    the Petition with prejudice.
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IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the Magistrate Judge's Report and Recommendation and the Judgment herein by United States mail on Petitioner and counsel for Respondent. LET JUDGMENT BE ENTERED ACCORDINGLY. DATED: November 21, 2008. GARY A. FEESS UNITED STATES DISTRICT JUDGE